

The Painesville & Hudson
Rail Road Company

Messrs. H. Colby

This day came the
parties by their attorneys, and thereupon a jury
being called came to wit — who being
impanelled and sworn according to the statute
in such case provided, to justly and impartially
assess, according to their best judgment, the amount
of compensation which is due to the said Messrs H
Colby by reason of the appropriation of the property to
the use of the said Painesville and Hudson Rail Road Com-
pany in the preceding, now pending, mispleading jury
benefit fund any improvement proposed by such
corporation, and that in as full of any damage that
might accrue to the said Messrs H Colby by reason
of the appropriation, that those the compensation
to further ascertain how much less valuable the
remaining portion of said property will be in
consequence of such appropriation. whereupon
and the said jury having under the command
conduct of the sheriff of said county, been conducted to & having
viewed the said premises, sought to be appropriated by
the said Painesville & Hudson Rail Road Company, as
directed in the said writ for that purpose issued in
this proceeding, issued, and having heard the evidence
adduced by the parties, and considered the same do
find and assess the amount of compensation due
to the said Messrs H Colby by reason of the appropri-
ation of his said property to the use of said Rail Road
Company, mispleading of any benefit ^{from} any

improvement proposed by said Company, and
insistence of any diminution in value in his
remaining property, at the sum of Five hun-
dred & fifty dollars: And the said Jury do further find
that the remaining portion of said property of
the said Colby, will be of value by reason of
said appropriation by the sum of \$520, and
that the full compensation due to the said Colby
for both of the aforesaid causes, the sum of one
thousand and seventy dollars, which said finding
is confirmed by the Court. Therefore it is considered
by the Court that the said Moses H Colby recovers of the said
Painesville & Hudson Rail Road Company, and that the said
Company pay to the said Colby the said sum of one
thousand and seventy dollars, his compensation
aforesaid in form aforesaid Caput, and also his costs
herein expended to be taxed. And it being shown that
the said Rail Road Company paid ~~into~~ to the Probate
Judge of said County, the sum of one thousand
and fifty dollars, being the amount of compensation
found ~~the~~ Caput in favor of the said Colby, by the
Jury in said Probate Court on the trial of this cause
and that said said Company after such payment ~~upon~~ ⁱⁿ said appellate property
in that Court, it is ordered by the Court that the said
Probate Judge forthwith pay to the said Moses H
Colby, the said sum of one thousand & fifty dollars.
And that on the payment of the same, and of the
further sum of twenty dollars, by the said Rail Road
Company, and of the costs of this suit, and ~~costs of this~~
It is adjudged by the Court that the said
Painesville & Hudson Rail Road Company hold
the estate ⁱⁿ the said property and rights, by it
appropriated, as stated & described in the proceedings
in this case, for the purposes, for which the same
was appropriated by the proceedings in this case